

RECORDATION NO. 26156-D FILED

DEC 16 '08 -2 00 PM

SURFACE TRANSPORTATION BOARD

OF COUNSEL  
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ELIAS C. ALVORD (1942)  
ELLSWORTH C. ALVORD (1964)

December 16, 2008

Anne K. Quinlan, Esquire  
Acting Secretary  
Surface Transportation Board  
395 E Street, S.W.  
Washington, D.C. 20423-0001

Dear Ms. Quinlan:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) are two (2) copies of a Full Release, dated as of December 15, 2008, a secondary document as defined in the Board's Rules for the Recordation of Documents.

The enclosed document relates to the Memorandum of Assignment Agreement previously filed with the Board under Recordation Number 26156-A.

The name and address of the party to the enclosed document are:

|          |   |
|----------|---|
| Lessor:  | FirstMerit Bank, NA<br>106 South Mail Street<br>Akron, OH 44308 |
| [Lessee: | The Andersons Inc<br>480 West Dussel Drive<br>Maumee, OH 43537] |

Anne K. Quinlan, Esquire  
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A description of the railroad equipment covered by the enclosed document  
is:

22 covered hopper cars within the series AEX 5106 - AEX 9049 as more  
particularly set forth in the equipment schedule attached to the document.

A short summary of the document to appear in the index is:

Full Release.

Also enclosed is a check in the amount of \$41.00 payable to the order of  
the Surface Transportation Board covering the required recordation fee.

Kindly return stamped copies of the enclosed document to the  
undersigned.

Very truly yours,

A handwritten signature in black ink, appearing to read 'R. Alvord', with a stylized flourish at the end.

Robert W. Alvord

RWA/sem  
Enclosures

RECORDATION NO.

26156-1  
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FULL RELEASE

SURFACE TRANSPORTATION BOARD

KNOW ALL MEN BY THESE PRESENTS: FirstMerit Leasing Company hereby releases all of its right, title and interest in and to, the railcars more specifically described as follows:

Exhibit "A"

The primary document(s) to which this FULL release relates, are between FirstMerit Leasing Company (Lessor) and The Andersons, Inc. (Lessee), was recorded with the Surface Transportation Board, under Recordation Number 26156-A dated January 26, 2006.

IN WITNESS WHEREOF, FirstMerit Leasing Company, has hereunto set its name, by its proper office thereunto duly authorized, this 15<sup>th</sup> day of December 2008.

FIRST MERIT LEASING COMPANY

By: Stanley J. Hujarski

STATE OF Ohio )  
County of Summit )SS

On this 15<sup>th</sup> day of Dec. 2008, personally appeared Stanley J. Hujarski to me personally known, who, being duly sworn, did say that he (he/she) is the Treasurer of FirstMerit Leasing Company, and that said instrument was signed by authority of its board of directors, and he (she/he) acknowledged said instrument to be the free act and deed of said corporation.

BEFORE ME

Julia Marzano  
Notary Public  
Expiration:

Julia Marzano, Notary  
State of Ohio  
My Commission Expires: 11/28/09

| EXHIBIT "A"  |            |
|--|------------|
| Twenty-Two (22)<br>Covered Hoppers<br>Deal #R00880 |            |
| 1  | AEX 005108 |
| 2  | AEX 006054 |
| 3  | AEX 007534 |
| 4  | AEX 007535 |
| 5  | AEX 007537 |
| 6  | AEX 007538 |
| 7  | AEX 007540 |
| 8  | AEX 007543 |
| 9  | AEX 007545 |
| 10   | AEX 007558 |
| 11   | AEX 007562 |
| 12   | AEX 007565 |
| 13   | AEX 007568 |
| 14   | AEX 007571 |
| 15   | AEX 007572 |
| 16   | AEX 007576 |
| 17   | AEX 007577 |
| 18   | AEX 007594 |
| 19   | AEX 007596 |
| 20   | AEX 007601 |
| 21   | AEX 007604 |
| 22   | AEX 007606 |

destroyed; Recordation #26156-B

destroyed; replaced with AEX 7319

destroyed; replaced with AEX 9049

**CERTIFICATION**

I, Robert W. Alvord, attorney licensed to practice in the State of New York and the District of Columbia, do hereby certify under penalty of perjury that I have compared the attached copy with the original thereof and have found the copy to be complete and identical in all respects to the original document.

Dated: \_\_\_\_\_

12/16/08



\_\_\_\_\_  
Robert W. Alvord